



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

OCT - 4 2006

**VIA REGISTERED MAIL AND FAX (305) 379-4404**

Jane Moscovitz  
Moscovitz & Moscovitz, P.A.  
Mellon Financial Center  
1111 Brickell Avenue, Suite 2050  
Miami, FL 33131

RE: MUR 5822  
William Scott DeLoach

Dear Ms. Moscovitz:

On September 18, 2006, \_\_\_\_\_

\_\_\_\_\_ your client, William Scott DeLoach, has agreed to plea guilty to a felony violation of the Federal Election Campaign Act of 1971, as amended ("the Act"). See Information, *U.S. v. DeLoach*, 06-CR-20583 (S.D. Fla. filed Sept. 15, 2006). Based on this information, on September 25, 2006, the Commission found there is reason to believe that Mr. DeLoach knowingly and willfully violated 2 U.S.C. § 441f, a provision of the Act, and opened an investigation.

Please telephone Julie McConnell, the attorney assigned to this matter, \_\_\_\_\_ to discuss this matter \_\_\_\_\_. In addition, you may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit any such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

Please note that you have a legal obligation to preserve all documents, records and materials relating to this matter until such time as you are notified that the Commission has closed its file in this matter. See 18 U.S.C. § 1519.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of the General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be

29044253588

pursued. The Office of the General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, the Commission will not entertain requests for pre-probable cause conciliation after briefs on probable cause have been mailed to the respondent.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

We have directed this letter to you based on your representation of Mr. DeLoach in the criminal proceedings and our desire to avoid inadvertent *ex parte* contact. If you intend to continue your representation of Mr. DeLoach in the Commission's civil enforcement proceedings, please complete and have him sign the enclosed form authorizing you to receive any notifications and other communications from the Commission.

This matter will remain confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

For your information, we have enclosed a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Julie McConnell.

Sincerely,



Michael E. Toner  
Chairman

[Redacted signature area]

29044253589